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John S. Nagy, Reg. No. 30,664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/714,189  
Applicant : Lilip Lau, William M. Hartigan  
Filed : November 13, 2003  
Art Unit : 3762  
Examiner : Unassigned  
Title : EXPANDABLE CARDIAC HARNESS FOR TREATING  
HEART FAILURE

Docket No.: : PARCR 65988  
Customer No. : 24201

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Forms PTO/SB/08A have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97(c) (3) and §1.98(d). A copy of each of the referenced articles and of each of the foreign references is enclosed. This Information Disclosure Statement is being submitted to correct the publication dates of all the U.S. Patent Documents by including the four-digit year, to include the name of the inventor(s) for each of the listed U.S. applications, and to submit additional art which has come to the attention of Applicants. It is respectfully requested that the Information Disclosure Statement references now be considered.

05/12/2005 GWORDEF1 00000016 10714189

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This application is a continuation of U.S. Serial No. 09/952,116 which issued as U.S. Patent No. 6,663,558 on December 16, 2003, which is a continuation of U.S. Serial No. 09/634,043 filed August 8, 2001. A copy of the documents listed on the Information Disclosure Statement by Applicant, Forms PTO/SB/08A can be found in U.S. Serial No. 09/634,043.

Applicants believe that this Information Disclosure Statement has been filed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and therefore, no fee is due. However, if a fee is in fact due the Commissioner is authorized to charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

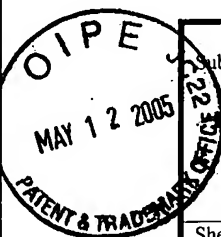
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Substitute for form 1449A/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 10

## **Complete if Known**

Application Number	10/714,189
Filing Date	November 13, 2003
First Named Inventor	Lilip Lau
Art Unit	3762
Examiner Name	Unassigned
Attorney Docket Number	PARCR 65988

## **U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		2,826,193		03/11/1958	Vineberg	
		3,464,322		09/02/1969	Pequignot	
		3,513,836		05/26/1970	Sausse	
		3,587,567		06/28/1971	Schiff	
		3,613,672		10/19/1971	Schiff	
		3,966,401		06/29/1976	Hancock et al.	
		3,983,863		10/05/1976	Janke et al.	
		3,988,782		11/02/1976	Dardik et al.	
		4,011,947		03/15/1977	Sawyer	
		4,048,990		09/20/1977	Goetz	
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		4,108,161		08/22/1978	Samuels et al.	
		4,192,293		03/11/1980	Asrican	
		4,211,325		07/08/1980	Wright	
		4,261,342		04/14/1981	Aranguren Duo	
		4,306,318		12/22/1981	Mano et al.	
		4,372,293		02/08/1983	Vijil-Rosales	
		4,403,604		09/13/1983	Wilkinson et al.	
		4,428,375		01/31/1984	Ellman	
		4,512,471		04/23/1985	Kaster et al.	
		4,536,893		08/27/1985	Parravicini	
		4,545,783		10/08/1985	Vaughn	

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		SU	1009457		04/07/1983	Kulik		
		EP	0 791 330 A3		08/27/1997	Cardiothoracic Systems		
		PCT	WO 99/11201		03/11/1999	Endocore, Inc.		
		EP	0 919 193 A1		06/02/1999	Ethicon Endo-Surgery		
		PCT	WO 00/48795		08/24/2000	Richebourg		
		PCT	WO 00/74769		12/14/2000	Johns Hopkins Univ.		
		PCT	WO 01/17437		03/15/2001	Cardiothoracic Systems		
		PCT	WO 01/21098		03/29/2001	Acorn Cardiovascular		
		PCT	WO 02/13726		02/21/2002	Acorn Cardiovascular		

Examiner Signature		Date Considered	
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Application Number		10/714,189					
Filing Date		November 13, 2003					
First Named Inventor		Lilip Lau					
Art Unit		3762					
Examiner Name		Unassigned					
Attorney Docket Number		PARCR 65988					

U.S. PATENT DOCUMENTS						
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		Number	Kind Code <sup>2</sup> (if known)			
		4,628,937		12/16/1986	Hess et al.	
		4,630,597		12/23/1986	Kantrowitz et al.	
		4,665,906		05/19/1987	Jervis	
		4,690,134		09/01/1987	Snyders	
		4,697,703		10/06/1987	Will	
		4,750,619		06/14/1988	Cohen et al.	
		4,821,723		04/18/1989	Baker, Jr. et al.	
		4,827,932		05/09/1989	Ideker et al.	
		4,834,707		05/30/1989	Evans	
		4,838,288		06/13/1989	Wright et al.	
		4,840,626		06/20/1989	Linsky et al.	
		4,863,016		09/05/1989	Fong et al.	
		4,878,890		11/07/1989	Bilweis	
		4,936,857		06/26/1990	Kulik	
		4,957,477		09/18/1990	Lundbäck	
		4,960,424		10/02/1990	Grooters	
		4,973,300		11/27/1990	Wright	
		4,976,730		12/11/1990	Kwan-Gett	
		5,031,762		07/16/1991	Heacox	
		5,057,117		10/15/1991	Atweh	
		5,067,957		11/26/1991	Jervis	
		5,087,243		02/11/1992	Avitall	

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		PCT	WO 02/19917		03/14/2002	Converge Medical		
		PCT	WO 03/026483		04/03/2003	The Foundry, Inc.		
		PCT	WO 03/026485		04/03/2003	The Foundry, Inc.		
		PCT	WO 03/026484		04/03/2003	The Foundry, Inc.		
		PCT	WO/0036995		06/29/2000	Corset Inc.		

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Substitute for form 1449A/PTO  <div style="text-align: center;"> <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> </div> (use as many sheets as necessary)			<b>Complete if Known</b>		
			Application Number	10/714,189	
			Filing Date	November 13, 2003	
			First Named Inventor	Lilip Lau	
			Art Unit	3762	
			Examiner Name	Unassigned	
			Attorney Docket Number	PARCR 65988	
Sheet	3	of	10		

U.S. PATENT DOCUMENTS						
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		Number	Kind Code <sup>2</sup> (if known)			
		5,098,369		03/24/1992	Heilman et al.	
		5,106,386		04/21/1992	Isner et al.	
		5,119,804		06/09/1992	Anstadt	
		5,131,905		07/21/1992	Grooters	
		5,150,706		09/29/1992	Cox et al.	
		5,169,381		12/08/1992	Snyders	
		5,186,711		02/16/1993	Epstein	
		5,190,546		03/02/1993	Jervis	
		5,192,314		03/09/1993	Daskalakis	
		5,197,978		03/30/1993	Hess	
		5,256,132		10/26/1993	Snyders	
		5,279,539		01/18/1994	Bohan et al.	
		5,290,217		03/01/1994	Campos	
		5,336,254		08/09/1994	Brennen et al.	
		5,344,442		09/06/1994	Deac	
		5,352,184		10/04/1994	Goldberg et al.	
		5,356,432		10/18/1994	Rutkow et al.	
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		5,383,840		01/24/1995	Heilman et al.	
		5,385,156		01/31/1995	Oliva	
		5,385,229		01/31/1995	Bittmann et al.	
		5,385,528		01/31/1995	Wilk	

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		Number	Kind Code <sup>2</sup> (if known)			
		5,405,360		04/11/1995	Tovey	
		5,429,584		07/04/1995	Chiu	
		5,460,962		10/24/1995	Kemp	
		5,433,727		07/18/1905	Sideris	
		5,456,711		07/18/1995	Hudson	
		5,500,015		03/19/1996	Deac	
		5,507,779		04/16/1996	Altman	
		5,509,428		04/23/1996	Dunlop	
		5,524,633		06/11/1996	Heaven et al.	
		5,533,958		07/09/1996	Wilk	
		5,534,024		07/09/1996	Rogers et al.	
		5,545,210		08/13/1996	Hess et al.	
		5,558,617		09/24/1996	Heilman et al.	
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		5,582,616		12/10/1996	Bolduc et al.	
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		5,593,441		01/14/1997	Lichtenstein et al.	
		5,597,378		01/28/1997	Jervis	
		5,603,337		02/18/1997	Jarvik	
		5,607,477		03/04/1997	Schindler et al.	
		5,647,372		07/15/1997	Tovey et al.	
		5,647,380		07/15/1997	Campbell et al.	
		5,695,525		12/09/1997	Mulhauser et al.	
		5,702,343		12/30/1997	Alferness	

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		5,713,954		02/03/1998	Rosenberg et al.	
		5,727,569		03/17/1998	Benetti et al.	
		5,749,839		05/12/1998	Kovacs	
		5,782,746		07/21/1998	Wright	
		5,800,334		09/01/1998	Wilk	
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		5,814,097		09/29/1998	Sterman et al.	
		5,824,028		10/20/1998	Knisley	
		5,836,311		11/17/1998	Borst et al.	
		5,848,962		12/15/1998	Feindt et al.	
		5,849,005		12/15/1998	Garrison et al.	
		5,853,422		12/29/1998	Huebsch et al.	
		5,865,791		02/02/1999	Wayne et al.	
		5,904,690		05/18/1999	Middleman et al.	
		5,910,124		06/08/1999	Rubin	
		5,927,284		07/27/1999	Borst et al.	
		5,948,019		09/07/1999	Shu et al.	
		5,957,977		09/28/1999	Melvin	
		5,961,440		10/05/1999	Schweich, Jr. et al.	
		5,976,069		11/02/1999	Navia et al.	
		5,979,456		11/09/1999	Magovern	
		5,984,857		11/16/1999	Buck et al.	
		5,990,378		11/23/1999	Ellis	

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		6,015,378		01/18/2000	Borst et al.	
		6,024,096		02/15/2000	Buckberg	
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		Application Number	10/714,189
		Filing Date	November 13, 2003
		First Named Inventor	Lilip Lau
		Art Unit	3762
		Examiner Name	Unassigned
		Attorney Docket Number	PARCR 65988
Sheet	7	of	10

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
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		6,360,749		03/26/2002	Jayaraman	

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		Application Number	10/714,189
		Filing Date	November 13, 2003
		First Named Inventor	Lilip Lau
		Art Unit	3762
		Examiner Name	Unassigned
Sheet 8 of 10	Attorney Docket Number	PARCR 65988	

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		Number	Kind Code <sup>2</sup> (if known)			
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				Application Number	10/714,189	
Sheet		9	of	10	Filing Date	November 13, 2003
					First Named Inventor	Lilip Lau
					Art Unit	3762
					Examiner Name	Unassigned
					Attorney Docket Number	PARCR 65988

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Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
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Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				

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				Filing Date	November 13, 2003
				First Named Inventor	Lilip Lau
				Group Art Unit	3762
				Examiner Name	Unassigned
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		Melton, K.N., et al., <i>Alloys With Two-Shape Memory Effect</i> , <u>Mechanical Engineering</u> , pp. 42-43, March 1980	
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		Application for U.S. Letters Patent Serial No. 10/704,376 filed November 7, 2003; Inventor: Lau	
		Application for U.S. Letters Patent Serial No. 10/715,150 filed November 17, 2003 published on March 10, 2005 as Pub. No. 05-0055032; Inventor: Lau	
		Provisional Patent Application Serial No. 60/535,888 filed January 12, 2004; Inventors: Fishler et al.	

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